

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of:  Hirsh, J. <i>et al.</i> Application No: 10/565,346 Filed: January 20, 2006 Title: <i>Topical Aerosol Foams</i>	Conf. No. 1923  Group Art Unit: 1616  Examiner: M. Haghighatian  Docket No.: <b>CPX-015.01</b>
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Mail Stop: Amendment  
Commissioner for Patents  
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**AMENDMENT & RESPONSE**

In response to the pending non-final Office Action in the above-identified patent application, which was mailed January 12, 2009, Applicants respectfully submit this paper.

**Amendment to the Claims** begin on page 2 of this paper.

**Remarks** begin on page 4 of this paper.